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4	Sharp Electronics Manufacturing Company	of America, Inc.
5		
		TES DISTRICT COURT
6		TRICT OF CALIFORNIA
	SAN FRAN	NCISCO DIVISION
7		
	IN RE CATHODE RAY TUBE (CRT)	Case No. 07-cv-5944 JST
8	ANTITRUST LITIGATION	MDL No. 1917
9		
_		DECLARATION OF CRAIG A.
20	This Document Relates to:	BENSON IN SUPPORT OF
		PLAINTIFFS SHARP ELECTRONICS
21	Sharp Electronics Corp., et al. v. Hitachi	CORPORATION AND SHARP
	Ltd., et al., Case No. 3:13-cv-01173-JST	ELECTRONICS MANUFACTURING
22		COMPANY OF AMERICA, INC.'S
23		OPPOSITION TO TOSHIBA'S MOTION
23		TO CONTINUE TRIAL SUBPOENA
24		
		Date: November 17, 2016
25		Time: 2:00 p.m.
		Courtroom: 9, 19 th Floor
26		00011100111. 7, 17 1 1001
_		
77		The Honorable Ion S. Tigar
27		The Honorable Jon S. Tigar

I, Craig A. Benson, hereby declare as follows:

- 1. I am an active member in good standing of the bars of the State of Maryland, the State of New York, and the District of Columbia, and on March 20, 2013, I was granted leave to appear *pro hac vice*. Case No. 13-cv-01173, Dkt. No. 12. I am associated with the firm of Paul, Weiss, Rifkind, Wharton & Garrison LLP, counsel to Plaintiffs Sharp Electronics Corp. ("SEC") and Sharp Electronics Manufacturing Company of America, Inc. ("SEMA") (together, "Sharp").
- 2. I submit this Declaration in support of Sharp's Opposition to Toshiba's Motion to Continue Trial Subpoena. Except when noted below, I have personal knowledge of the facts stated herein and could competently testify to these facts if called as a witness.
- 3. Attached as Exhibit A is a true and correct copy of excerpts from the transcript of the deposition of Nobuo Harada in this matter, which took place on May 20 and 21, 2015.
- 4. Attached as Exhibit B is a true and correct copy of a press release by Sharp Corporation entitled *Announcement regarding the Implementation of Structural Reforms of the LCD Television Business in the Americas including the Transfer of a Subsidiary and the Incurrence of Extraordinary Losses Due to Such Structural Reforms*, dated July 31, 2015, available at http://www.sharp-world.com/corporate/news/1507.html.
- 5. Attached as Exhibit C is a true and correct copy of a forwarded email from United Airlines, Inc. to Nobuo Harada, dated February 23, 2016 with the subject line: united.com reservation for Osaka, JP (KIX- Kansai).
- 6. Attached as Exhibit D is a true and correct copy of an Order re Trial Subpoenas in *Ringel v. County of Riverside*, No. 2:04-cv-01363-SGL (C.D. Cal. Aug. 1, 2007) (ECF No. 117).
- 7. I have been informed by my client that in January 2016, Mr. Harada transitioned from Sharp Electronics Manufacturing Company of America, Inc. ("SEMA") to another temporary position at Sharp Manufacturing Company of America ("SMCA"), a division of Sharp Electronics Corporation ("SEC"), in Memphis, Tennessee.

- 8. I have been informed by my client that the Toshiba Defendants' subpoena dated March 16, 2016 was served on Mr. Harada at the SMCA offices in Memphis, Tennessee, where Mr. Harada was living and working at the time.
- 9. I have been informed by my client that Mr. Harada's temporary contract employment at SMCA ended in April 2016, as previously scheduled, at which time he departed the United States and retired to his home in Japan.
- 10. Mr. Harada was born on January 21, 1951. He was 64 years old at the time of his aforementioned deposition in May 2015, and 65 years old at the time of his retirement to Japan in April 2016.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 20th day of October, 2016, in Washington, D.C.

/s/ Craig A. Benson
Craig A. Benson